

IN THE DISTRICT COURT OF GUAM
TERRITORY OF GUAM
CRIMINAL MINUTES

FILED
DISTRICT COURT OF GUAM

MAY - 4 2005

CASE NO. 05-00036

DATE: 05/04/2005

TIME: 3:21 p.m.

HON. JOAQUIN V.E. MANIBUSAN, JR., Magistrate Judge

Law Clerk: Judith Hatto

Court Recorder & Courtroom Deputy: Virginia T. Kilgore

Hearing Electronically Recorded: 3:21:53 - 3:34:42

CSO: J. Lizama

MARY L. MORAN
CLERK OF COURT
(4)

***** APPEARANCES *****

DEFT: NORMAN HON SUEN CHAN

ATTY : KIM SAVO

(X) PRESENT (X) CUSTODY () BOND () P.R.

(X) PRESENT () RETAINED (X) FPD () CJA APPOINTED

U.S. ATTORNEY: FRED BLACK

AGENT:

U.S. PROBATION: ROBERT CARREON

U.S. MARSHAL: J. SALAS

INTERPRETER: FOO MEE CHUN CLINARD

() SWORN

LANGUAGE: _____

(X) PREVIOUSLY SWORN

PROCEEDINGS: INITIAL APPEARANCE RE INDICTMENT / ARRAIGNMENT

() COMPLAINT READ TO DEFENDANT

(X) FINANCIAL AFFIDAVIT REVIEWED AND ACCEPTED: FEDERAL PUBLIC DEFENDER, ATTORNEY APPOINTED

(X) DEFENDANT SWORN AND EXAMINED: AGE: _____ HIGH SCHOOL COMPLETED: Some College

(X) DEFENDANT ARRAIGNED AND ADVISED OF HIS RIGHTS, CHARGES AND PENALTIES

() REMOVAL/IDENTITY HEARING () CONDUCTED () WAIVED () SET FOR: _____ at _____

() WARRANT OF REMOVAL ISSUED

() GOV'T SUMMARIZES THE EVIDENCE () GOV'T SUBMITS TO THE PLEA AGREEMENT

() COURT QUESTIONS DEFENDANT REGARDING HIS PHYSICAL AND MENTAL CONDITION, AND ADVISES DEFENDANT OF THE NATURE AND POSSIBLE CONSEQUENCES OF SAID PLEA

(X) DEFENDANT WAIVE READING OF () COMPLAINT () INFORMATION (X) INDICTMENT

(X) PLEA ENTERED: () GUILTY (X) NOT GUILTY - TO: THE CHARGE CONTAINED IN THE INDICTMENT

() COUNT(S) _____ DISMISSED ON GOVERNMENT'S MOTION

() PLEA AGREEMENT FILED: _____ PLEA: () ACCEPTED () REJECTED

() COURT ORDERS PLEA AGREEMENT SEALED

() COURT REJECTS PLEA AGREEMENT AND REFERS IT TO: _____ FOR RECOMMENDATION.

() SENTENCING DATE: _____ at _____ () STATUS HEARING: _____ at _____

() PRESENTENCE REPORT ORDERED AND DUE: _____

() PRELIMINARY EXAMINATION SET FOR: _____

() ARRAIGNMENT SET FOR: _____ at _____

(X) TRIAL SET FOR: JULY 6, 2005 at 9:30 A.M.

PROCEEDINGS CONTINUED TO: _____ at _____

() DEFENDANT TO BE RELEASED ON BOND (see release conditions on page 2)

(X) DEFENDANT REMANDED TO THE CUSTODY OF THE U.S. MARSHAL SERVICE FOR () PROCESSING (X) DETENTION

() DETENTION HEARING REQUESTED BY GOV'T DEFT IS SET FOR: _____ at _____

() DEFENDANT RELEASED ON BAIL AS PREVIOUSLY ORDERED BY THIS COURT

NOTES:

Government recommended detention. Defense argued for defendant's release. The Court adopted pretrial's oral recommendation of detention and the government's arguments because of defendant's lack of ties to the community. Defense requested to continue the hearing until Monday to allow pretrial services to interview a potential third party surety. The Court continued the matter until Monday, May 9, 2005 at 10:15 a.m. to determine whether the proposed third party is appropriate.